

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 26TH FEBRUARY 2007 / 7TH PHALGUNA 1928

WP(C).No. 17770 of 2006(M)

PETITIONER:

**S. SURESH,
SENIOR GRADE LECTURER, SREE AYYAPPA COLLEGE,
ERAMALLIKKARA, ALAPPUZHA DISTRICT.**

**BY ADV. SRI.BABU JOSEPH KURUVATHAZHA
SRI.K.I.SAGEER**

RESPONDENTS:

- 1. STATE OF KERALA,
REP. BY ITS SECRETARY TO GOVERNMENT,
DEPT. OF EDUCATION, GOVT. SECRETARIAT,
THIRUVANANTHAPURAM.**
- 2. THE DIRECTOR OF COLLEGIATE EDUCATION,
THIRUVANANTHAPURAM.**
- 3. THE DEPUTY DIRECTOR OF
COLLEGIATE EDUCATION, KOTTAYAM.**
- 4. THE PRINCIPAL,
SREE AYYAPPA COLLEGE, ERAMALLIKKARA,
THIRUVANVANDOOR, MAVELIKKARA VIA., ALAPPUZHA DIST.**

BY GOVERNMENT PLEADER SMT. SREELATHA

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 26/02/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WPC.NO.17770/2006 M

APPENDIX

PETITIONER'S EXHIBITS:

- EXT.P1: COPY OF THE APPOINTMENT MEMO NO.R.O.C.3404/98/C DTD. 20/04/98 ISSUED BY THE TRAVANCORE DEVASWOM BOARD.**
- EXT.P2; COPY OF THE PROCEEDINGS OF THE MANAGER OF THE DEVASWOM BOARD.**
- EXT.P3: COPY OF THE ORDER NO.Ac.F.II.2/11276/99 DTD. TVM. 9/12/99 ISSUED BY THE UNIVERSITY OF KERALA.**
- EXT.P4: COPY OF THE ORDER NO.Ac.F.III/36862/2005 DTD.9/11/05 ISSUED BY THE UNIVERSITY OF KERALA.**
- EXT.P5: COPY OF THE REPRESENTATION DTD. 17/04/06 FILED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.**
- EXT.P6: COPY OF THE REPRESENTATION DTD. 22/05/2006 FILED BEFORE THE 2ND RESPONDENT WITH ITS COPY TO THE 1ST RESPONDENT BY THE PETITIONER.**

/TRUE COPY/

Kss

K.M.JOSEPH, J.

WP.(C) No.17770 OF 2006

Dated this the 26th day of February, 2007

JUDGMENT

Case of the petitioner is as follows:

There is inaction on the part of respondents 1 to 3 to sanction the scale of pay of Lecturer Senior Scale, which stands approved vide Ext.P4 order. Petitioner has submitted Ext.P5 representation before the third respondent.

2. Government Pleader on instructions submits that the proposal was sent on 14.3.2006. Finding that certain relevant documents are not accompanying the proposal, the third respondent called upon the fourth respondent to produce certain documents. It is submitted that even as on today, those documents are not received by the third respondent.

In such circumstances, the writ petition is disposed of as follows:

There will be a direction to the fourth respondent to forward the documents required of him by the third respondent within a period of three weeks from the date of receipt of a copy of this judgment. Upon receipt of the documents, the third respondent will consider the matter

and take appropriate decision in accordance with law within a further period of three weeks from the date of receipt of the relevant documents. If it is found that approval of the petitioner can be acted upon, the entire monetary benefits due will be released to the petitioner without any delay at all.

(K.M. JOSEPH, JUDGE)

sb

K.M.JOSEPH, JJ.

W.A. No. OF

JUDGMENT

Dated this the day of February, 2006.